

ENFORCEMENT REPORT TO THE COMMISSION FOR OCTOBER 1996
December 18, 1996

DOCKET NO. 96-1836-RPT

PROGRAMS	FORMAL ACTIONS INITIATED BY EDR/PETITION, DRAFT ORDER FOR EXPEDITED CASES, OR NOTICE LETTER OF FORMAL ADMIN. PENALTY ACTION		AGREED ORDERS ISSUED BY THE COMMISSION DETERMINED BY EFFECTIVE DATE OF THE ORDER		FISCAL YEAR 1997 YEAR-TO-DATE TOTAL ADMINISTRATIVE PENALTIES ASSESSED, DEFERRED, TOTAL PENALTY DUE GENERAL REVENUE OR DEDICATED FUNDS, AND DOLLAR AMOUNT WHICH WILL BE SPENT ON SUPPLEMENTAL ENVIRONMENTAL PROJECTS (SEPs) IN ORDERS ISSUED BY THE TNRCC			
	Month	FY	Month	FY	ASSESSED	DEFERRED	TOTAL PENALTY DUE GENERAL REVENUE OR DEDICATED FUNDS ¹	SEPs
AGRICULTURE	1	3	0	0	\$0.00	\$0.00	\$0.00	\$0.00
AIR	22	37	26	26	\$35,600.00	\$6,775.00	\$28,825.00	\$0.00
INDUSTRIAL AND HAZARDOUS WASTE	5	5	5	6	\$147,035.00	\$28,980.00	\$118,055.00	\$20,000.00
MULTI-MEDIA	2	4	0	0	\$0.00	\$0.00	\$0.00	\$0.00
MUNICIPAL SOLID WASTE	2	6	0	0	\$0.00	\$0.00	\$0.00	\$0.00
OCCUPATIONAL CERTIFICATION	8	8	0	0	\$0.00	\$0.00	\$0.00	\$0.00
PETROLEUM STORAGE TANKS	28	47	15	15	\$32,400.00	\$9,000.00	\$23,400.00	\$0.00
WATER QUALITY	15	19	1	1	\$3,680.00	\$3,680.00	\$0.00	\$2,832.00
DRINKING WATER/CCN	0	5	4	5	\$7,790.00	\$1,759.00	\$6,091.00	\$0.00
TOTALS	83	134	51	53	\$226,505.00	\$50,194.00	\$176,371.00	\$22,832.00

¹ All penalties collected are paid into the State's General Revenue Fund with the exception of water well driller orders which are paid into the Water Well Driller's Fund.

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PROGRAMS	NOTICES OF VIOLATION (NOVS) ISSUED BY CENTRAL OFFICE		NOVS ISSUED BY FIELD OPERATIONS		CASES RESOLVED INFORMALLY - COMPLIANCE ACHIEVED THRU CENTRAL OFFICE ACTION WITHOUT ISSUANCE OF AN AGENCY ORDER		CASES BEING DEVELOPED IN ENFORCEMENT PROGRAMS ²	CASES BEING TRACKED FOR COMPLIANCE ³
	Month	FY	Month	FY	Month	FY	Total	Total
AGRICULTURE	3	5	26	35	0	0	11	14
AIR	N/A ⁴	N/A	186	289	5	9	251	1133
INDUSTRIAL AND HAZARDOUS WASTE	4	6	3	4	3	8	299	333
MULTI-MEDIA	1	1	N/A	N/A	0	0	14	9
MUNICIPAL SOLID WASTE	1	2	44	50	4	7	98	124
OCCUPATIONAL CERTIFICATION	8	15	N/A	N/A	3	8	131	24
PETROLEUM STORAGE TANKS	19	34	108	119	17	41	30	216
WATER QUALITY	4	43	17	22	8	16	210	170
DRINKING WATER/CCN	476	869	265	504	2	6	269	161
TOTALS	516	975	649	1023	42	95	1313	2184

² Cases which the enforcement programs in Central Office are working on in which agency action has not been filed yet. Agency action includes, orders issued, NOVs for those cases in which a formal action is not being pursued, corrective action directives, bilateral compliance agreements, or any other action which directs a facility to take action to achieve compliance within a specified period of time.

³ Includes all cases which the enforcement programs are tracking for compliance once an agency action (as defined in footnote 2) is finalized.

⁴ N/A = Not Applicable.

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PROGRAMS	PENDING FORMAL ENFORCEMENT ACTIONS FOR ADMINISTRATIVE ORDERS TO BE ISSUED BY THE TNRCC		CASES PENDING AT THE STATE OFFICE OF ADMIN. HEARINGS	CASES PENDING AT THE OFFICE OF THE ATTORNEY GENERAL ⁵	ATTORNEY GENERAL CASES RESULTING IN JUDGMENTS ⁶		CASES REFERRED FROM THE REGIONAL OFFICES OR CENTRAL OFFICE FOR ENFORCEMENT ACTION BY CENTRAL OFFICE STAFF	
	Total	Backlog	Total	Total	Month	FY	Month	FY
AGRICULTURE	12	0	0	0	1	1	6	6
AIR	251	19	2	22	0	0	18	42
INDUSTRIAL AND HAZARDOUS WASTE	58	23	8	49	0	1	13	20
MULTI-MEDIA	4	2	1	3	1	1	1	1
MUNICIPAL SOLID WASTE	32	4	2	39	1	2	4	11
OCCUPATIONAL CERTIFICATION	80	0	1	64	0	1	0	0
PETROLEUM STORAGE TANKS	271	16	1	14	0	0	10	28
WATER QUALITY	141	7	0	9	0	0	6	12
DRINKING WATER/CCN	180	15	1	57	0	0	5	53
TOTALS	1029	86	16	257	3	6	63	173

⁵ AG actions typically take from 6 months to 5 years from the date of referral to final judgment.

⁶ These numbers are obtained from the Attorney General's Office

ORDERS WITH EFFECTIVE DATES FROM 9/1/96 THROUGH 10/31/96

Pro-gram	Entity Name	ID No.	Reg.	County	Order Effective Date	Assessed Penalty	Deferred Penalty	Settled Penalty	SEP Cost
AIR	BAKE-O-BODY & PAINT, INC.	FG-0474-B	12	FORT BEND	10/22/1996	\$500.00	\$150.00	\$350.00	\$0.00
AIR	BUCHANAN AUTO SALES	DB-2437-N	4	DALLAS	10/22/1996	\$1,000.00	\$300.00	\$700.00	\$0.00
AIR	CHANNEL SERVICES AND SALES	HG-9674-J	12	HARRIS	10/22/1996	\$0.00	\$0.00	\$0.00	\$0.00
AIR	CLK AUTO SALES	HX-0418-H	12	HARRIS	10/22/1996	\$0.00	\$0.00	\$0.00	\$0.00
AIR	FORT WORTH ALUMINUM FOUNDRY, INC.	TA-3024-H	43	TARRANT	10/22/1996	\$0.00	\$0.00	\$0.00	\$0.00
AIR	GLOBAL OCTANES TEXAS, L.P.	HG-3604-D	12	HARRIS	10/22/1996	\$10,000.00	\$3,000.00	\$7,000.00	\$0.00
AIR	LEO'S AUTO SALES	EE-1545-M	6	EL PASO	10/22/1996	\$0.00	\$0.00	\$0.00	\$0.00
AIR	LONGHORN SALES AND LEASING,INC	HG-0067-R	12	HARRIS	10/22/1996	\$500.00	\$150.00	\$350.00	\$0.00
AIR	SUNRAY INVESTMENTS	TA-3155-O	4	TARRANT	10/22/1996	\$0.00	\$0.00	\$0.00	\$0.00
AIR	TARA-MAR PRODUCTS	TA-3091-P	4	TARRANT	10/22/1996	\$0.00	\$0.00	\$0.00	\$0.00
AIR	TAURUS CUSTOM BODY & PAINT	EE-1652-K	6	EL PASO	10/22/1996	\$0.00	\$0.00	\$0.00	\$0.00
AIR	TERRY THE TRADER PAINT & BODY	MQ-0478-M	12	MONTGOMERY	10/22/1996	\$0.00	\$0.00	\$0.00	\$0.00
AIR	W.P. BALLARD AND COMPANY, INC.	HG-3319-F	12	HARRIS	10/22/1996	\$1,500.00	\$450.00	\$1,050.00	\$0.00
AIR	WIL-COR, INCORPORATED	HX-0605-G	12	HARRIS	10/22/1996	\$0.00	\$0.00	\$0.00	\$0.00
AIR	CARPENTER MOTORS	EE-0266-O	6	EL PASO	10/04/1996	\$500.00	\$150.00	\$350.00	\$0.00
AIR	ECONOMY #1 PAINT & BODY SHOP	HG-8955-F	12	HARRIS	10/04/1996	\$0.00	\$0.00	\$0.00	\$0.00
AIR	ERNIE'S AUTOMOTIVE CENTER	JH-0248-P	4	JOHNSON	10/04/1996	\$500.00	\$150.00	\$350.00	\$0.00
AIR	GALBREATH, INCORPORATED	TA-0447-T	4	TARRANT	10/04/1996	\$1,725.00	\$525.00	\$1,200.00	\$0.00
AIR	GALVESTON SHIPBUILDING COMPANY	GB-0047-Q	12	GALVESTON	10/04/1996	\$5,625.00	\$1,675.00	\$3,950.00	\$0.00
AIR	JESS AUTO SALES	DB-4236-L	4	DALLAS	10/04/1996	\$0.00	\$0.00	\$0.00	\$0.00

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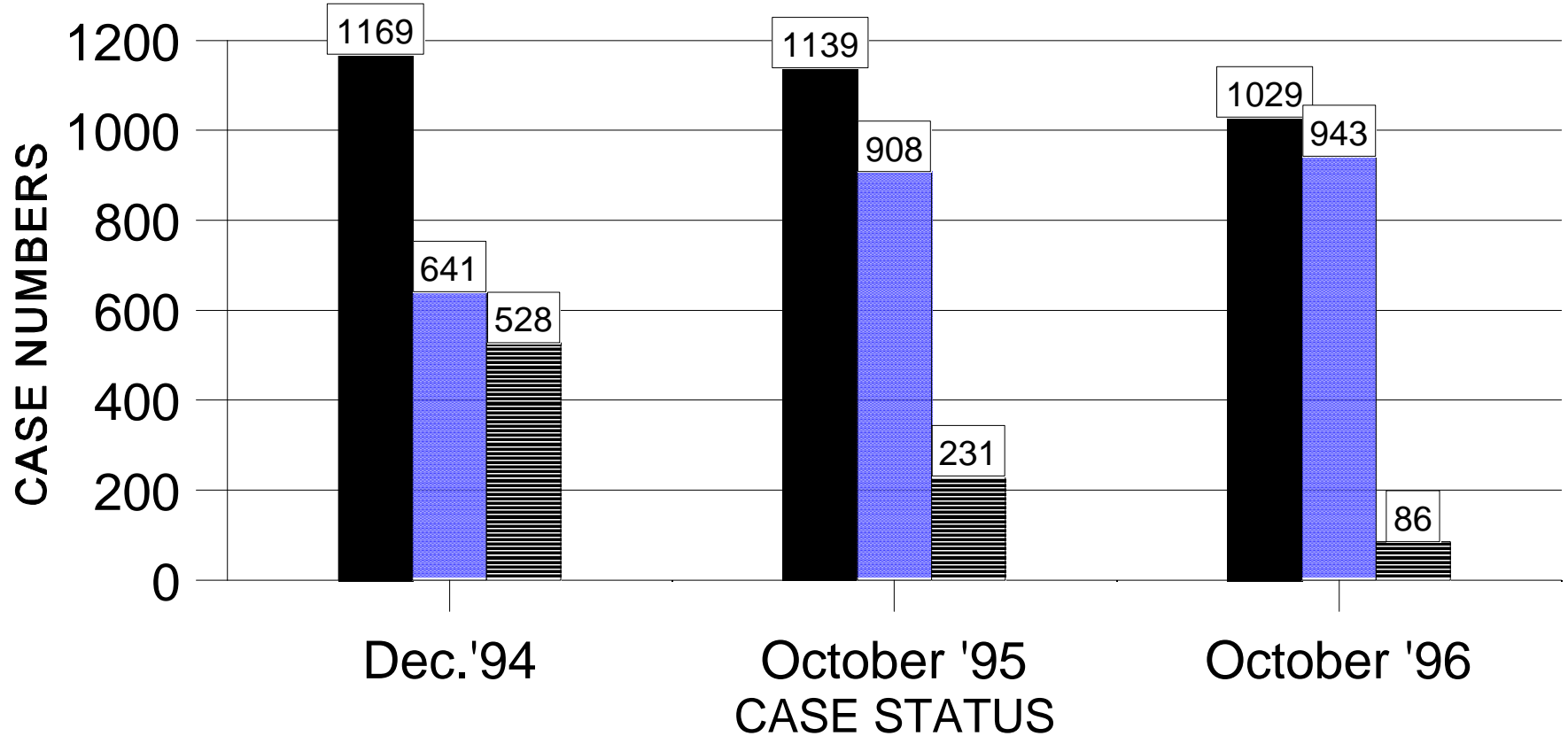
Pro-gram	Entity Name	ID No.	Reg.	County	Order Effective Date	Assessed Penalty	Deferred Penalty	Settled Penalty	SEP Cost
AIR	KELLY THE TOPPER GUY	DB-3895-S	4	DALLAS	10/04/1996	\$0.00	\$0.00	\$0.00	\$0.00
AIR	PIONEER AGGREGATES	WN-0019-Q	4	WISE	10/04/1996	\$5,000.00	\$0.00	\$5,000.00	\$0.00
AIR	RODEO AUTO CENTER	EE-1788-H	6	EL PASO	10/04/1996	\$0.00	\$0.00	\$0.00	\$0.00
AIR	SPACE MAKER DESIGNS, INC.	DB-3961-H	4	DALLAS	10/04/1996	\$0.00	\$0.00	\$0.00	\$0.00
AIR	TRIPLE W RANCH	93-1009-S	4	SOMERVELL	10/04/1996	\$750.00	\$225.00	\$525.00	\$0.00
AIR	WILLARD GRAIN AND FEED INC.	MB-0282-H	9	MCLENNAN	10/04/1996	\$8,000.00	\$0.00	\$8,000.00	\$0.00
ORDERS ISSUED FOR AIR CASES: 26						\$35,600.00	\$6,775.00	\$28,825.00	\$0.00
IHW	CITGO REF. & CHEM.- EAST PLANT	30532	14	NUECES	10/04/1996	\$10,600.00	\$3,180.00	\$7,420.00	\$0.00
IHW	CITGO REF. & CHEM.- WEST PLANT	33763	14	NUECES	10/04/1996	\$9,600.00	\$2,880.00	\$6,720.00	\$0.00
IHW	JONES BLAIR COMPANY	30354	4	DALLAS	10/04/1996	\$30,000.00	\$17,400.00	\$12,600.00	\$20,000.00
IHW	KELLY, MELTON E., ESTATE OF	82532	4	NAVARRO	10/04/1996	\$18,000.00	\$0.00	\$18,000.00	\$0.00
IHW	SOUTHERN PACIFIC TRANSPORT	31547	12	HARRIS	10/04/1996	\$18,400.00	\$5,520.00	\$12,880.00	\$0.00
IHW	US ARMY - FORT BLISS	63003	6	EL PASO	09/20/1996	\$60,435.00	\$0.00	\$60,435.00	\$0.00
ORDERS ISSUED FOR INDUSTRIAL AND HAZARDOUS WASTE CASES: 6						\$147,035.00	\$28,980.00	\$118,055.00	\$20,000.00
PST	DAYANI, RAY	59801	12	HARRIS	10/22/1996	\$600.00	\$0.00	\$600.00	\$0.00
PST	M G BUILDING MATERIALS WHOLESALE	32507	13	BEXAR	10/22/1996	\$2,400.00	\$1,080.00	\$1,320.00	\$0.00
PST	PEREZ, A.R.	26011	13	BEXAR	10/22/1996	\$1,200.00	\$360.00	\$840.00	\$0.00
PST	PEREZ, FIDEL C. JR.	11813	15	HIDALGO	10/22/1996	\$3,200.00	\$960.00	\$2,240.00	\$0.00
PST	SOUTHWEST GRAIN CO	57950	15	HIDALGO	10/22/1996	\$1,200.00	\$0.00	\$1,200.00	\$0.00
PST	THE IRON SKILLET, INC.	47226	13	BEXAR	10/22/1996	\$3,600.00	\$1,080.00	\$2,520.00	\$0.00
PST	ANDY'S ICE HOUSE	47118	13	BEXAR	10/04/1996	\$1,200.00	\$360.00	\$840.00	\$0.00
PST	ARTROX, INC.	40747	6	EL PASO	10/04/1996	\$800.00	\$240.00	\$560.00	\$0.00
PST	AYALA, LEO	40958	15	WEBB	10/04/1996	\$1,800.00	\$540.00	\$1,260.00	\$0.00

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Pro-gram	Entity Name	ID No.	Reg.	County	Order Effective Date	Assessed Penalty	Deferred Penalty	Settled Penalty	SEP Cost
PST	CALHOUN ELECTRIC COMPANY	389	13	BEXAR	10/04/1996	\$2,400.00	\$720.00	\$1,680.00	\$0.00
PST	CROCKETT COUNTY	60078	8	CROCKETT	10/04/1996	\$4,400.00	\$1,320.00	\$3,080.00	\$0.00
PST	GIDDINGS PETROLEUM CORPORATION	32158	11	BASTROP	10/04/1996	\$600.00	\$180.00	\$420.00	\$0.00
PST	H.D. NEAL INC.	30837	13	BEXAR	10/04/1996	\$5,400.00	\$1,620.00	\$3,780.00	\$0.00
PST	REECE ALBERT, INC.	37531	8	TOM GREEN	10/04/1996	\$1,800.00	\$540.00	\$1,260.00	\$0.00
PST	SUPERIOR BAG & SUPPLY	13834	2	LUBBOCK	10/04/1996	\$1,800.00	\$0.00	\$1,800.00	\$0.00
ORDERS ISSUED FOR PETROLEUM STORAGE TANK CASES: 15						\$32,400.00	\$9,000.00	\$23,400.00	\$0.00
WQ	ROBINSON, CITY OF	10780-003	9	MCLENNAN	10/04/1996	\$3,680.00	\$3,680.00	\$0.00	\$2,832.00
ORDERS ISSUED FOR WATER QUALITY CASES: 1						\$3,680.00	\$3,680.00	\$0.00	\$2,832.00
PWS	ISLAND VIEW LANDING/ WATTS		5	MARION	10/22/1996	\$1,400.00	\$480.00	\$980.00	\$0.00
PWS	M&M MOBILE HOME PARK		2	HART	10/22/1996	\$1,000.00	\$300.00	\$700.00	\$0.00
PWS	MAY WATER SUPPLY CORPORATION	0250017	3	BROWN	10/22/1996	\$930.00	\$279.00	\$651.00	\$0.00
PWS	LOE'S HIGHPORT, INC.		4	GRAYSON	10/04/1996	\$2,300.00	\$700.00	\$1,600.00	\$0.00
PWS	HOLLIMAN WATER DEPARTMENT	1070028	5	HENDERSON	09/20/1996	\$2,160.00	\$0.00	\$2,160.00	\$0.00
ORDERS ISSUED FOR PUBLIC WATER SUPPLY CASES: 5						\$7,790.00	\$1,759.00	\$6,091.00	\$0.00
TOTAL AGENCY-WIDE ORDERS ISSUED: 53						\$226,505.00	\$50,194.00	\$176,371.00	\$22,832.00

AGENCY-WIDE BACKLOG DISTRIBUTION

DECEMBER 1994 - OCTOBER 1996



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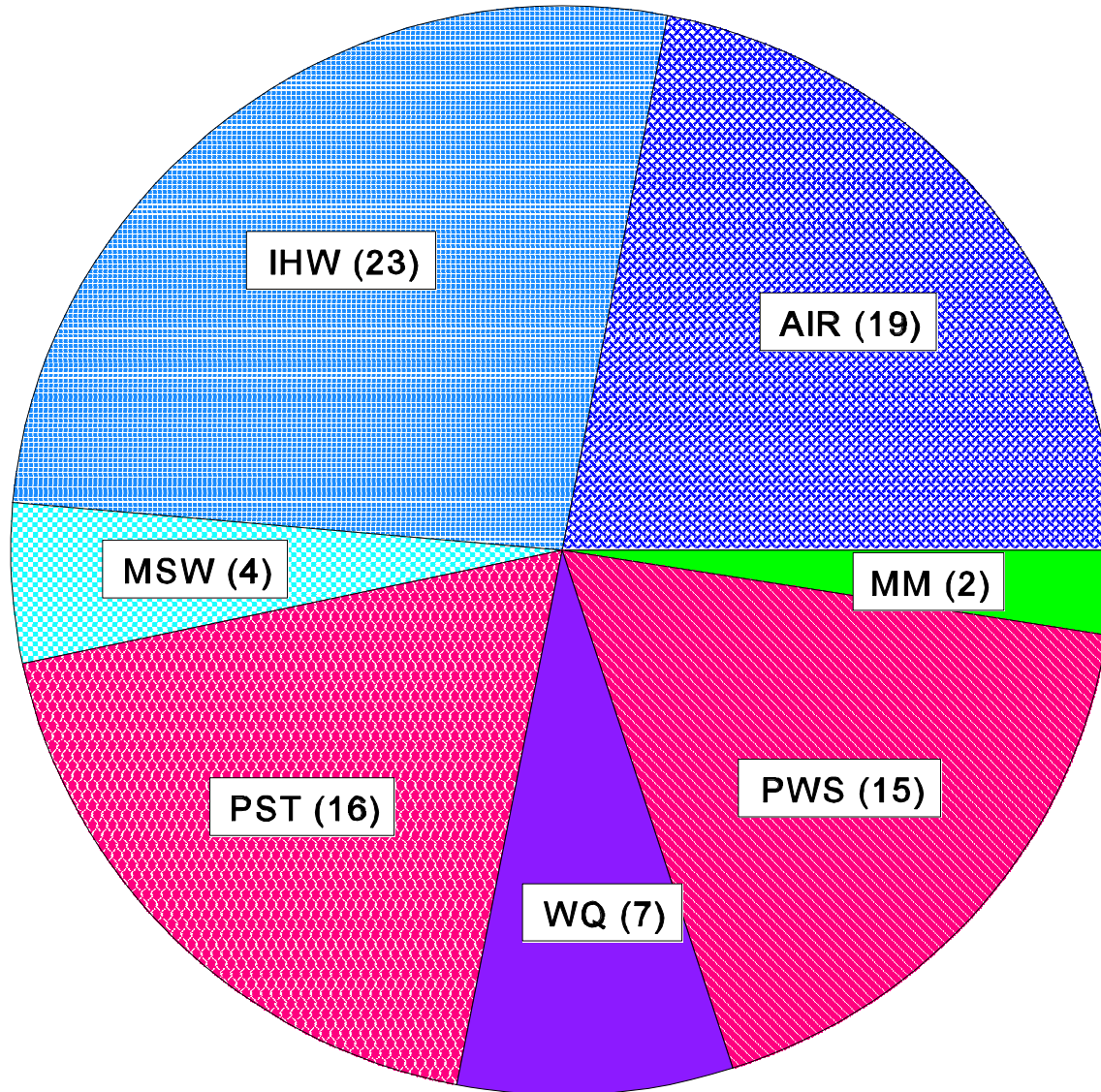
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AGENCY-WIDE BACKLOG DISTRIBUTION

October 1996



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